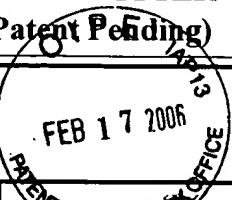


B) DFW 95

**TRANSMITTAL LETTER**  
**(General - Patent Pending)**

Docket No.  
**03280057AA**

In Re Application Of: **Kobayashi et al.**



Application No. <b>09/805,216</b>	Filing Date <b>3-14-01</b>	Examiner <b>Ngyuen, Lam S</b>	Customer No. <b>30743</b>	Group Art Unit <b>2853</b>	Confirmation No. <b>8566</b>
--------------------------------------	-------------------------------	----------------------------------	------------------------------	-------------------------------	---------------------------------

**Title: LINE SCANNING TYPE INK JET RECORDING  
 DEVICE CAPABLE OF FINELY AND INDIVIDUALLY  
 CONTROLLING INK EJECTION FROM EACH NOZZLE**

**COMMISSIONER FOR PATENTS:**

Transmitted herewith is:

**1 Communication responding to drawing inconsistency with specification dated February 7, 2006 + attachments  
 1 postcard + copy**

in the above identified application.

No additional fee is required.

A check in the amount of \_\_\_\_\_ is attached.

The Director is hereby authorized to charge and credit Deposit Account No. **50-2041** as described below.

Charge the amount of \_\_\_\_\_

Credit any overpayment.

Charge any additional fee required.

Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

  
 Signature

Dated: **2-17-06**

Olga V. Merkulova  
 Reg. No. 48,757  
 Whitham, Curtis, Christofferson & Cook P.C.  
 11491 Sunset Hills Road  
 Suite 340  
 Reston, Va. 20190  
 703-787-9400  
 Customer # 30743

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on \_\_\_\_\_.

(Date)

*Signature of Person Mailing Correspondence*

*Typed or Printed Name of Person Mailing Correspondence*

cc:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Shinya Kobayashi

Confirmation No.: 8566

Serial No. 09/805,216

Group Art Unit: 2853

Filed: March 14, 2001

Examiner: Nguyen, Lam. S.

For: LINE SCANNING INK JET  
RECORDING DEVICE CAPABLE  
OF FINELY AND INDIVIDUALLY  
CONTROLLING INK EJECTION

Mail Stop Issue Fee  
Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

COMMUNICATION RESPONDING TO NOTICE OF DRAWING  
INCONSISTENCY WITH SPECIFICATION FROM THE OFFICE OF PATENT  
PUBLICATION

Sir:

In response to the Notice of Drawing Inconsistency with Specification mailed February 7, 2006, Applicant respectfully submits the following.

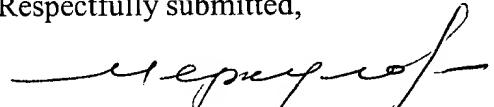
The Notice indicates that according to the drawings filed on September 22, 2003, the Figures listed in the Brief Description of the Drawings as 12A-12B are indicated as Figure 12. However, the Applicant respectfully submits that there was no a formal drawing submission on September 22, 2003, as indicated by the Notice. On September 22, 2003, a verified English language translation of a priority document has been filed for the above-identified application. In the remark section accompanied the translation there is a table which presents a correlation between the figures in the Japanese priority application and the above-identified United States Patent Application, according with which Figure 12 is presented in the U.S. Application with Figures 12A and 12B. It should be

respectfully noted that the illustrations accompanied the translation of a priority document are not the formal drawings. The true formal drawings have been submitted on March 17, 2003, and corrections of them have been submitted on August 13, 2004, and August 23, 2004, and approved by the Examiner. (A copy of all filing receipts is provided for your reference.)

Furthermore, in order to clear up the confusion we include a copy of the formal drawings for the publication use with this paper. The Applicant respectfully submits that a set of formal drawings accompanied this papers is the formal drawings for the above-identified application as approved by the Examiner. The Office of Patent Publication is respectfully requested to use the concurrently submitted drawings for the publication purposes.

A provisional petition is hereby made for any extension of time necessary for the continued pendency during the life of this application. Please charge any fees for such provisional petition and any deficiencies in fees and credit any overpayment of fees to Attorney's Deposit Account No. 50-2041 (Whitham, Curtis, Christofferson & Cook, P.C.).

Respectfully submitted,



Olga V. Merkulova  
Reg. No. 48,757

Whitham, Curtis & Christofferson, P.C.  
11491 Sunset Hills Road, Suite 340  
Reston, VA 20190  
Tel. (703) 787-9400  
Fax. (703) 787-7557

Customer No.: 30 743

 <b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>
	09/805,216	KOBAYASHI ET AL.
<b>Examiner</b> LAM S NGUYEN	<b>Art Unit</b>	B2
	2853	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

1)  Responsive to communication(s) filed on 17 September 2004.

2a)  This action is **FINAL**.                            2b)  This action is non-final.

3)  Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

## **Disposition of Claims**

4)  Claim(s) 2-8 and 10-15 is/are pending in the application.  
4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.

5)  Claim(s) \_\_\_\_\_ is/are allowed.

6)  Claim(s) 2 and 12-15 is/are rejected.

7)  Claim(s) 3-8, 10 and 11 is/are objected to.

8)  Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

## Application Papers

9)  The specification is objected to by the Examiner.

10)  The drawing(s) filed on 17 March 2003 is/are: a)  accepted or b)  objected to by the Examiner.

    Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

    Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11)  The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

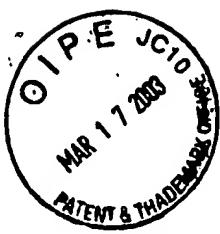
12)  Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
a)  All b)  Some \* c)  None of:  
1.  Certified copies of the priority documents have been received.  
2.  Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.  
3.  Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

1)  Notice of References Cited (PTO-892)  
2)  Notice of Draftsperson's Patent Drawing Review (PTO-948)  
3)  Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_

4)  Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_ .  
5)  Notice of Informal Patent Application (PTO-152)  
6)  Other: \_\_\_\_\_



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of  
Shinya Kovayashi

Docket No. HO4-3303/HO

Serial No.: 09/805,216

Group Art Unit: No.2853

Filed: March 14, 2001

Examiner: Nguyen, Lam S.

For: LINE SCANNING TYPE INK JET RECORDING  
DEVICE CAPABLE OF FINELY AND INDIVIDUALLY  
CONTROLLING INK EJECTION FROM EACH NOZZLE

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

RECEIVED  
MAR 20 2003  
TECHNOLOGY CENTER 2800

SUBMISSION OF FORMAL DRAWINGS

Sir:

Submitted herewith are eleven (11) sheets of formal drawing comprising Figures 1 to 21 for the above-identified patent application, filed in response to the Office Action dated January 17, 2003. Please note that Figures 1-4, 6-8, 15, 19-20 have been corrected to coordinate the drawings with specification in accordance with the paper submitted on October 21, 2002. Acknowledgment of receipt is respectfully requested.

Respectfully submitted,

Olga V. Merkulova  
Reg. No. 48,757

Whitham, Curtis & Christofferson, P.C.  
11491 Sunset Hills Road, suite 340  
Reston, VA 20190  
Phone: 703-787-9400  
FAX: 703-787-7557



30743  
PATENT TRADEMARK OFFICE

b2/Final  
Drawings  
P. Weber  
3-24-03



Docket No. 03280057AA In re:  patent/  trademark application of

Applicant(s) Kobayashi et al.

Serial No. 09/805,216 Date Filed 3-14-01

Papers filed herewith on 8-13-04

Fees \$ \_\_\_\_\_ Deposit Account No. (if applicable) \_\_\_\_\_  
( filing fee;  Assignment charge;  Extension of Time;  
 issue fee/advance copies;  other \_\_\_\_\_)

Amendment 1.116  Notice of Appeal  Appeal Brief  
 Sheets of 1 Drawings 3 Proposed Drawing Corrections (w/3 drawings)  
 Change of Address  Request for Extension of Time  
 Assignment  Recordation Form Cover Sheet  
 Information Disclosure Statement  PTO-1449 and associated art (1 docs.)  
 Priority Document(s)  Other 3 Replacement sheets  
of drawings  
03280057AA ONM/KLD



Docket No 03280057AA In re:  patent/  trademark application of  
Applicant(s) Kobayashi, et al.

Serial No. 09/805,216 Date Filed 3-14-01

Papers filed herewith on 8-23-04

Fees \$ \_\_\_\_\_ Deposit Account No. (if applicable) \_\_\_\_\_  
 filing fee;  Assignment charge;  Extension of Time;  
 issue fee/advance copies;  other \_\_\_\_\_

Supp. 1-116  
 Amendment 1-116  Notice of Appeal  Appeal Brief  
 Sheets of 3 Drawings 3 Proposed Drawing Corrections (w/3 drawings)  
 Change of Address  Request for Extension of Time  
 Assignment  Recordation Form Cover Sheet  
 Information Disclosure Statement  PTO-1449 and associated art (1 docs.)  
Priority Document(s)  Other 3 REPLACEMENTS SHEETS

OF drawings

03280057AA

CVM/KLD



**BEST AVAILABLE COPY**